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5 UNITED STATES DISTRICT COURT
6 CENTRAL DISTRICT OF CALIFORNIA
7 WESTERN DIVISION
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10 JAMAR CORNELL NUNALLY,

11 Petitioner,

12 v.

13 V. M. ALMAGER,

14 Respondent.
15

No. CV 08-7771 R (FFM)

ORDER DISMISSING PETITION
WITHOUT PREJUDICE

16 On March 14, 2011, respondent filed a motion to dismiss the petition without
17 prejudice as being entirely unexhausted. On April 25, 2011, petitioner filed a
18 response, agreeing that the petition is entirely unexhausted and requesting the Court to
19 dismiss the petition without prejudice.

20 IT THEREFORE IS ORDERED that this action be dismissed without prejudice.

21 LET JUDGMENT BE ENTERED ACCORDINGLY.
22

23 Dated: _May 5, 2011_
24



25 MANUEL L. REAL
United States District Judge

26 Presented by:

27 /S/ FREDERICK F. MUMM
FREDERICK F. MUMM
28 United States Magistrate Judge